IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL REVISION APPLICATION NO.68 OF 2006

Mr.Bharat Narayan Marne & Anr. : Applicants

V/s.

Mr.Krishna Balaji Pasalkar & Ors. : Respondents

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Mr.N.V.Vechalekar for the applicants.

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CORAM : A.M. KHANWILKAR,J.

DATE : APRIL 19, 2006.

P.C.

1. The Court has exercised discretion in favour of the respondents and granted liberty to file Written Statement. In the fact situation of the present case, as the Court has justly accepted the explanation given by the respondents on affidavit, there is no need to interfere with such discretionary order in exercise of revisional jurisdiction of this Court. It is not disputed that the respondents were served in June 2005 when the subject-application was filed by the respondents on 16.11.2005. Even so, as the Court below has exercised the discretion in favour of the respondents, no case for interference.

2. The Civil Revision Application is dismissed.

A.M.KHANWILKAR, J.